

SUZ0022-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

YOSHIAKI SATO

Serial No.: 10/552,991

Filed: OCTOBER 13, 2005

For: MUSCLE DEVELOPMENT
DEVICE

Art Unit: 3731

Examiner: UNKNOWN

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants wish to make of record in the above-identified application the document or documents referenced on the attached Form PTO-1449. A copy of each non U.S. reference is enclosed herewith.

The cited references are mentioned in the Search Report (copy enclosed) of applicant's corresponding European patent application and are believed relevant for at least that reason. JP 11-299749A and JP 10-085361A mentioned in the European Search Report were already disclosed in the Information Disclosure Statement filed on October 13, 2005.

The undersigned believes that this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due for filing this paper. However, should a first action on the merits have been issued on the same day or before this Information Disclosure

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Attorney's Docket No.: SUZ0022-US
Page 2

Statement is filed, please accept this Information Disclosure Statement under Rule 97(c) and charge the requisite Rule 17(p) fee to our Deposit Account No. 50-2613 Order No. SUZ0022-US (71796-02301) and proceed to consider this Information Disclosure Statement.

It is respectfully requested that the information be expressly considered during the prosecution of this application, and that each reference be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This submission does not represent that any referenced document is material or constitutes "prior art." If it should be determined that one or more of the referenced documents constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the reference or references.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over any referenced document, should it be applied against the claims of the present application.

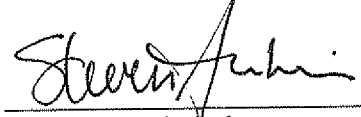
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Respectfully submitted,

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